

# Exhibit D

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

2 COUNTY OF ALAMEDA

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4 MARLIN LEWIS EAGLES and

GEORGIA EAGLES,

5 Plaintiffs,

No. 22CV018294

6 vs.

ARVINMERITOR, INC., et

7 al.,

Defendants.

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11 VIDEOTAPED ZOOM DEPOSITION OF WILLIAM LONGO, Ph.D.

12 VOLUME 3, Pages 282 - 507

13 November 3, 2023

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21 REPORTED BY:

22 EARLY K. LANGLEY RMR, RSA, B.A.

23 CSR NO. 3537

24 JOB NO: 6298688

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## 1 DEPOSITION OF WILLIAM LONGO, Ph.D.

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3 BE IT REMEMBERED, that pursuant to Notice, and  
4 on November 3, 2023, commencing at the hour of  
5 8:10 a.m. Pacific Time, before me, EARLY LANGLEY, a  
6 Certified Shorthand Reporter, State of California, via  
7 Zoom appeared WILLIAM LONGO, Ph.D., produced as a  
8 witness in said action, and being by me previously duly  
9 sworn, was thereupon examined as a witness in said  
10 cause.

11 ---oOo---

12 APPEARANCES:

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10 For the Defendants Longs Drug Stores California, LLC.,  
11 on behalf of Longs Drug Stores California, Inc.; Lucky  
12 Stores (Save Mart) LLC f/k/a Lucky Stores, Inc.; and  
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ALSO PRESENT:

Geoff Minger, Videographer

1 at least two orders of magnitude higher.

2 Q. And so that -- that opinion would apply to  
3 any cosmetic talc sold by any retailer, large or  
4 small, in the United States at any point in time;  
5 correct? 12:53

6 A. Yes. But just to make it careful, it's  
7 the -- I'm not aware of any other mines than I've  
8 already stated in the United States and I'm not  
9 aware of any other mines for cosmetic talcs in  
10 Europe or Asia such as Chinese, such as Italian, 12:53  
11 such as France, such as Brazil, and such as India.

12 Q. But North America, you're -- are you  
13 confident in saying that there's asbestos in every  
14 bottle of cosmetic talc that was sold at any time  
15 in North America? 12:54

16 A. Any bottle that was sold in North America  
17 that used a mine source for cosmetic talc in North  
18 America will have some level of asbestos in it,  
19 and it just depends on the detection limit is --  
20 if we can find it or not. So it's all about 12:54  
21 detection limits.

22 Q. Okay. But let me take that a little bit  
23 further.

24 Do you have an opinion as to what  
25 percentage of that talc is at a detection limit 12:55

1 STATE OF CALIFORNIA

2 SS.

3 REPORTER'S CERTIFICATE

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5  
6 I, EARLY LANGLEY, a Certified Shorthand  
7 Reporter, State of California, do hereby certify:

8 That WILLIAM LONGO, Ph.D., in the foregoing  
9 deposition named, was present via Zoom and by me  
10 sworn as a witness in the above-entitled action at  
11 the time and place therein specified;

12 That said deposition was taken before me  
13 via Zoom at said time and place, and was taken  
14 down in shorthand by me, a Certified Shorthand  
15 Reporter of the State of California, and was  
16 thereafter transcribed into typewriting, and that  
17 the foregoing transcript constitutes a full, true  
18 and correct report of said deposition and of the  
19 proceedings that took place;

20 IN WITNESS WHEREOF, I have hereunder subscribed my  
21 hand on November 6, 2023.

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23 EARLY LANGLEY, CSR NO. 3537  
24 State of California  
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